

THE LAND SPECULATION CONTROL ACT

Date of Assent : 8th February, 1972

Date of Commencement
6/12/72

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An Act to provide for the control of speculative land transactions involving persons who are not citizens of Swaziland, and matters incidental thereto.

PART I — PRELIMINARY

Short title and commencement.

1. This Act may be cited as the Land Speculation Control Act, 1972, and shall come into effect on a date to be appointed by the Minister by notice published in the Gazette.

Interpretation.

2. In this Act, unless the context otherwise requires —

“a board” means the Land Control Board or the Land Control Appeals Board;

“appellant” means an applicant who appeals to the Land Control Appeals Board in accordance with section 13;

“applicant” means a person who applies for consent in respect of a controlled transaction in accordance with section 10;

“Attorney-General” includes a law officer deputed by him to carry out the functions of the Attorney-General under this Act;

“condition of development” means a condition as to time and manner of development which is specified by a board in accordance with section 12(2);

“controlled transaction” means —

(a) the sale, transfer, lease, mortgage, exchange or other disposal of land to a person who is not —

(i) a citizen of Swaziland;

(ii) a private company or co-operative society all of whose members are citizens of Swaziland;

(iii) a person listed in the Schedule to this Act;

(b) the issue, sale, transfer, mortgage or any other disposal of or dealing with any share in a private company or co-operative society which for the time being owns land in Swaziland, to or with a person who is not a Swaziland citizen,

but does not include —

(a) the transmission of land or shares by virtue of the will or intestacy of a deceased person;

(b) a donation by a parent to his descendants;

(c) a sale in execution of a judgment of any court;

(d) a sale by a trustee of an insolvent estate or the liquidator of a company or co-operative society in liquidation.

“co-operative society” means a society registered as a co-operative society under the Co-operative Societies Act No. 28 of 1964;

“development” means, in relation to land, the improvement of land for agricultural, industrial, commercial or residential purposes;

“land” includes any right, title or interest in immovable property, but shall not include —

(a) any land, including minerals and mineral oils, which is vested in the Ngwenyama in trust for the Swazi Nation;

(b) the rental or lease of a room or cottage by an hotel, inn or boarding house;

(c) the rental or lease of residential or business premises to a resident of Swaziland or a company which is registered in Swaziland for a period not exceeding

three years or a renewal of the period of such rental or lease for a period not exceeding three years;

"Land Control Appeals Board" means the Land Control Appeals Board established in terms of section 3;

"Land Control Board" means the Land Control Board established in terms of section 3;

"Minister" means the Minister for Agriculture;

"private company" means a private company within the meaning of the Companies Act No. 7 of 1912;

"Registrar" means the Registrar of Deeds or any person charged by law with the registration of dealings in land or, in relation to shares, the person keeping the register of the shares;

"resident of Swaziland" means the holder of a residence permit issued under the Immigration Act (No. 32 of 1964);

"share" means a share within the meaning of the Companies Act, No. 7 of 1912 or the Co-operative Societies Act, No. 28 of 1964.

PART II -- BOARDS

Establishment of boards.

3. There is established --
- (a) a Land Control Board; and
 - (b) a Land Control Appeals Board.

Members of boards.

4. (1) The Land Control Board shall consist of six persons nominated by the Minister.
- (2) The Land Control Appeals Board shall consist of the Chief Immigration Officer and five other persons nominated by the Minister.
- (3) The Attorney-General shall serve as adviser to the Land Control Board and the Land Control Appeals Board.
- (4) The members of a board other than the Chief Immigration Officer shall hold office for such period and if they are not public officers shall be paid such remuneration and allowances as the Minister may, after consultation with the Minister for Finance, fix.

- (5) The Minister shall designate one member of a board to be chairman.

Procedure of boards.

5. (1) If the chairman of a board is absent from a meeting of the board, the members present at the meeting shall elect one of their number to be chairman at that meeting.
- (2) A quorum shall consist of four members.
- (3) The decision of the majority of the members of a board present at a meeting shall constitute the decision of the board.
- (4) The chairman of a board shall have a casting vote as well as a deliberative vote.
- (5) The Minister shall appoint a public officer as secretary to a board.
- (6) Subject to any regulations which may be made, a board may regulate its own procedure.

Power to order attendance.

6. (1) A board may —
- (a) require an applicant or an appellant or a person interested in or affected by the application or appeal to attend before it;
 - (b) require an applicant or appellant to adduce evidence on oath;
 - (c) require any person to produce any document or other evidence relating to the land or shares in issue.
- (2) A board may depute one or more of its members or appoint another person to visit and report on any land to which the application or appeal relates.
- (3) The chairman of a board may administer an oath to a person appearing before it.

Power to inspect land.

7. A member of a board or a person authorized in writing by a board may, at any reasonable time after giving at least forty-eight hours notice to the owner or occupier, and on production of his authority to any person reasonably requiring it, enter upon and inspect any land for a purpose relating to proceedings before a board.

PART III — CONTROLLED TRANSACTIONS

Requirement of consent.

8. (1) A controlled transaction shall be void unless the Land Control Board has granted its consent in respect of that transaction in accordance with this Act.
- (2) An agreement relating to a controlled transaction shall be void —
- (a) at the expiry of three months after the conclusion of the agreement, if an application for the Land Control Board's consent has not been made within that time; and
 - (b) if an application for the Land Control Board's consent has been refused —
 - (i) at the end of thirty days from the date of such refusal; or
 - (ii) where a party has appealed under section 13 against such refusal, on the dismissal of his appeal.

Recovery of consideration.

9. If any money or other valuable consideration has been paid in respect of or in relation to an agreement that is void by virtue of section 8, that money or consideration shall be recoverable as a debt by the person who paid it from the person to whom it was paid, but without prejudice to section 17.

PART IV — GRANTING OF CONSENT

Application for consent.

10. An application for consent in respect of a controlled transaction shall be made to the Land Control Board, and the Board shall, within sixty days of receipt of such application, either give or refuse its consent in respect of the transaction, and be subject to the right of appeal conferred by section 13, but no appeal shall lie from the decision of the Land Control Board to any court.

Decision by Land Control Board.

11. In deciding whether to grant or refuse consent to any application made under section 10, the Land Control Board shall —
- (a) subject to section 12, grant such consent if it is satisfied that such transaction is, or is likely to be, sufficiently beneficial to Swaziland to warrant such consent.

Provided that such Board shall be obliged to grant its consent to any such application on production of a certificate under the hand of the Minister that he considers it to be, or likely to be, sufficiently beneficial to Swaziland in which case it shall impose such conditions to its consent as the Minister may have stated in such certificate; or

- (b) refuse such consent if, having regard to the Long Title to the Act, it is satisfied that such controlled transaction is either wholly or partly speculative in character:

Provided that if it has a reasonable doubt as to whether or not such transaction is either wholly or partly of a speculative character, it may, without derogating from its rights under section 12(2), grant such application subject to the imposition of such special conditions which in its view will curb or prevent any speculation in the land in respect of which such application has been made. (Amended K.O-I-C. 29/1974)

Form of decision.

12. (1) A decision of a board shall be given in writing and shall be signed by or on behalf of the chairman, and where consent is refused or an appeal is dismissed the reasons for the refusal or dismissal shall be stated.

(2) A decision of a board granting consent shall specify the use or development in respect of which such consent is granted, as well as such conditions of development as the board may think fit.

(3) A copy of a decision by the board shall be given to or served on the applicant and, in the case of an appeal, to the Land Control Board.

PART V — APPEAL

Appeal to Land Control Appeals Board.

13. (1) Any person whose application for consent has been refused by the Land Control Board may within thirty days of the copy of the Board's decision being given or served under section 12(3), appeal to the Land Control Appeals Board.

(2) An appeal shall be in writing and shall state separately each of the grounds of the appeal.

(3) The Land Control Appeals Board shall hear and determine an appeal made to it under sub-section (1) within thirty days of receipt of such appeal, and no appeal shall lie therefrom to any court.

(4) If the Land Control Appeals Board decides that consent should be granted, the provisions of sections 12(2) and (3) shall with the necessary modifications apply to such decision, and the Land Control Board shall within fourteen days of receipt thereof grant such consent in accordance with such decision.

PART VI — MISCELLANEOUS

Registration of land owners who are non-citizens.

14. (1) Within ninety days of the entry into force of this Act, or within thirty days of acquiring ownership of land in Swaziland, whichever occurs later, any person who is not —

- (a) a citizen of Swaziland; or
- (b) a private company or co-operative society all of whose members are citizens of Swaziland,

and who for the time being is the owner or who acquires ownership of land in Swaziland shall notify the Land Control Board of the fact of his ownership of such land.

(2) Upon receiving a notification under paragraph (1) the Board shall enroll the person in registers to be kept for this purpose by the Board and the Registrar of Deeds.

(3) The Registrar of Deeds shall notify the Board in each case when a person enrolled in the registers has ceased to be the owner of land in Swaziland, and the Board shall record the amendment in the registers.

Registration of documents.

15. (1) The Registrar shall refuse to register a deed or instrument effecting a controlled transaction unless he is satisfied that any consent required by this Act to be obtained in respect of the transaction has been given, or that no consent is required.

(2) If the Registrar contravenes sub-section (1) in relation to a share, he shall be guilty of an offence and liable on conviction to a fine of three hundred rand or in default of payment thereof to imprisonment for six months.

False statements.

16. Any person who knowingly makes any false statement in an application or appeal under this Act, or who knowingly gives any false information to any person in connection with the determination of an application or appeal under this Act, shall be guilty of an offence and liable on conviction to a fine of five hundred rand or in default of payment thereof to imprisonment for eighteen months.

Act in furtherance of void transaction.

17. If a controlled transaction, or an agreement relating to a controlled transaction, is avoided by section 8, and any person —

- (a) pays or receives any money; or
- (b) enters into or remains in occupation of any land,

in such circumstances as to give rise to a reasonable presumption that the person pays or receives the money or enters into or remains in occupation in furtherance of the avoided transaction or agreement or of the intentions of the parties to the avoided transaction or agreement, such person shall unless such presumption be rebutted be guilty of an offence and liable on conviction to a fine of five hundred rand or in default of payment thereof to imprisonment for eighteen months.

Refusal to give or produce evidence.

18. Any person who, without reasonable excuse, refuses or neglects to attend before a board or to produce within the time allowed, any document or evidence having been required to do so under section 6, shall be guilty of an offence and liable on conviction to a fine of three hundred rand or in default of payment thereof to imprisonment for six months.

Penalties.

19. (1) Any person to whom consent has been granted by a board and who fails to comply with any condition of such consent shall be liable to a penalty of one thousand rand per month, payable monthly in arrears, and such penalty shall continue to be paid until such condition has been fulfilled to the satisfaction of the board.

(2) Any person who fails to notify the Land Control Board under section 14 shall be liable to a penalty of one hundred rand per month until such notification has been sent to the Board.

(3) If a penalty remains unpaid for more than ninety days, it shall be recoverable at the instance of the Land Control Board as a debt to the Government in the same manner as if it were income tax recoverable by the Collector of Income Tax, and the provisions of section 60 of the Income Tax (Consolidation) Proclamation (Cap. 105) shall apply, with the necessary modifications.

(4) The Land Control Board may for good cause remit any penalty payable under sub-sections (1) or (2).

(5) Upon compliance with all conditions of such consent, a person to whom consent has been granted shall be entitled to a certificate signed by the chairman of the Land Control Board setting out the date of such compliance, and as from such date that person shall be exempt from payment of further penalties in respect of such conditions.

Exemptions.

20. The Minister may, by notice published in the Gazette, exempt —

- (a) any land or share, or any class of land or share; or
- (b) any controlled transaction, or any class of controlled transaction; or

(c) any person in respect of controlled transactions or a class of controlled transaction, from all or any of the provisions of this Act, on such conditions as he may deem fit to impose.

Regulations.

21. The Minister may make regulations, not inconsistent with this Act —
- (a) as to the forms to be used and the fees to be paid for things to be done under this Act;
 - (b) as to the procedure for the making of applications and appeals under this Act, and the particulars and material to be furnished to a board;
 - (c) as to the allowances to be paid to members or representatives of boards (other than public officers);
 - (d) generally, as to all matters for which he deems it necessary or expedient to make regulations in order to carry into effect the purposes hereof.

SCHEDULE

1. The Swaziland Credit and Savings Bank.
2. A building society registered under the Building Societies Act, No. 1 of 1962;
3. Barclays Bank Ltd., or any finance or development corporation under its control;
4. Standard Bank Ltd., or any finance or development corporation under its control;
5. The Swaziland Railway;
6. The Swaziland Electricity Board;
7. Any municipality, town council or management board established under the Urban Government Act No 8 of 1969;
8. The University of Botswana, Lesotho and Swaziland;
9. The Swaziland National Industrial Development Corporation;
10. The Small Enterprises Development Company.

THE LAND SPECULATION CONTROL REGULATIONS, 1972
(Under sections 20 and 21 of the Act)

(Date of commencement: 8th December, 1972)

Arrangement of Regulations

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Citation.

1. These regulations may be cited as the Land Speculation Control Regulations, 1972.

Interpretation.

2. In these regulations and unless the context otherwise requires —
 - “consent” means the consent of a Board granted or refused, as the case may be, under Parts III and IV of the Act;
 - “office” means the premises designated from time to time by the Minister as the office of the Land Control Board and Land Control Appeals Board;
 - “secretary” means the public officer designated as secretary to the Land Control Board under section 5(5), who shall also act where necessary as secretary of the Land Control Appeals Board.

Exemptions.

3. The Minister hereby exempts from the provisions of the Act —
 - (a) the registration of any transfer, lease, mortgage or dealing with any share, pursuant to a written agreement entered into on or before the date of the commencement of the Act, notwithstanding that such transfer, lease, mortgage or dealing is a controlled transaction:

Provided that a copy of such agreement, duly certified as a correct copy by a Notary Public, Commissioner of Oaths or Justice of the Peace, shall have been lodged with the Secretary within 30 days of the first of February 1974, failing which the exemption herein granted shall not apply:
(Amended L.N. 7/1974)

Provided that this paragraph shall, subject, however, to Regulation 23, not be deemed to exempt any person from the provisions of section 14.
 - (b) any land, share, controlled transaction or person described in the First Schedule hereto, subject to such terms and conditions as are set out in the Schedule:

Provided that this paragraph shall, subject, however, to Regulation 23, not be deemed to exempt any person from the provisions of section 14.

PART II

APPLICATION TO LAND CONTROL BOARD FOR ITS CONSENT

Applications to Land Control Board.

4. An application to the Land Control Board for consent in respect of a controlled transaction may be made by any party to the transaction, and shall be in accordance with Form A of the Second Schedule hereto:

Provided that the applicant shall furnish the Land Control Board with such information as the Board may from time to time require.

Application fee.

5. An application for consent shall be accompanied by a fee of R10.00 in respect of each transaction in connection with which the application is being made.

Form of consent.

6. The consent of the Land Control Board shall be given or sent to the applicant in duplicate and shall be in accordance with Form B of the Second Schedule.

Registration of consent.

7. The original of a consent shall be marked "Registration copy" and shall be produced by the applicant for the registration of a controlled transaction in terms of section 15 to the Registrar together with any deed or instrument effecting such controlled transaction.

PART III

APPEAL TO LAND CONTROL APPEALS BOARD

Failure to determine application within required period.

8. If the Land Control Board has failed to determine an application within the period required by section 10, the applicant may apply to the Land Control Appeals Board, which shall on receipt of such application determine the application as if it had come to it by way of appeal in terms of section 13.

Form of appeal.

9. An appeal to the Land Control Appeals Board shall be in accordance with Form C of the Second Schedule, but an appellant shall furnish the Land Control Appeals Board with such additional information as it may require for the proper determination of the appeal.

Appeal fee.

10. An appeal shall be accompanied by a fee of R10.00 in respect of each transaction involved:

Provided that no fee shall be required in the case of an application made to the Land Control Appeals Board under regulation 8.

PART IV

CONDUCT OF BUSINESS AND PROCEEDINGS

Office hours.

11. The office shall be under the management of the secretary, and shall be open to the public during normal Government office hours.

Submission of applications and appeals.

12. (1) Any application or appeal under the Act, and any objection made under these Regulations, shall be delivered or sent to the secretary whose address shall be c/o the Ministry of Agriculture, Mbabane.

(2) The Registrar of Deeds shall be advised by the Permanent Secretary for Agriculture of the full name and address of the secretary who shall forward the Registrar of Deeds a specimen of his usual signature.

Public meetings to hear applications and appeals.

13. Subject to section 10 of the Constitution, a board shall meet in public to hear applications or appeals at such times as may be necessary for the convenient and speedy consideration thereof:

Provided that the Chairman shall determine the places and times for the hearing of any application or appeal.

Notice of meetings.

14. At least fourteen days prior to each board meeting to hear any application or appeal, the secretary shall affix a notice to a public notice board at the office of the date, time and place of the meeting, and a descriptive list of all applications and appeals to be heard at the meeting, and give or send a copy of such notice to every person whose application or appeal shall be heard at such meeting:

Provided that in the case of an appeal such date, time and place shall be published in the Gazette at least fourteen days before the hearing of such appeals.

Objections.

15. (1) Any person who objects to the granting of consent or the allowing of an appeal shall submit his objection in writing in duplicate to the secretary at least seven days prior to the meeting at which the application or appeal is to be heard, and may in the discretion of the board appear in person before the board, or be represented by a person authorised by him in writing, to submit his objection and call any evidence in support of the objection.

(2) The secretary shall, immediately on receipt of any objection, notify the applicant or appellant thereof and shall at the same time forward him a copy thereof.

Appearance before boards.

16. An applicant or an appellant or a person who has submitted an objection in accordance with regulation 15(1) shall be entitled to appear in person before a board or be represented by a person authorised in writing by him, and call evidence in support of his application, appeal or objection.

Postponement.

17. In any case where an objection has been lodged in accordance with regulations 15 and 16 a board may at the request of the applicant or appellant, postpone consideration of the application or appeal in order that the applicant or appellant may have an opportunity of replying to the objection.

Conflicting interest.

18. If a member of a board or his wife (whether married by civil law or according to Swazi Law and Custom) has or acquires a direct or indirect right, title or interest, either personally or through any person who is related to him within the third degree of consanguinity or affinity, in any immovable or movable property which is the subject of a controlled transaction to be considered by the board, or has any monetary interest whatsoever in the transaction, he shall forthwith make full disclosure of such right, title or interest to the board and be disqualified from taking any part whatsoever in the board's consideration of any application or appeal in respect of such controlled transaction.

Disqualification for membership of a board.

19. A person shall be disqualified from becoming a member of a board or, being a member of a board, shall cease to be a member of the board, who —

- (a) has been convicted of an offence under Part VII hereof;
- (b) has been convicted of any other offence in respect of which he has been sentenced to imprisonment without the option of a fine (including a suspended sentence) and in respect of which he has not received a free pardon;
- (c) is an unrehabilitated insolvent; or
- (d) under a law for the time being in force in Swaziland, is certified to be insane or otherwise adjudged to be of unsound mind.

Validity of decisions.

20. If the decision or act of a board was made or done or authorised by a majority of those voting and entitled to vote at the meeting at which the decision was made, no such decision or act shall be invalid by reason only of the fact that —

- (a) the board consisted of less than the number of nominated members for which provision is made in the Act:
Provided that sufficient members were present to constitute a quorum of such board; or
- (b) a disqualified person acted as a member at the time the decision was made or the act was done or authorised.

Vacancies.

21. In the event of a vacancy occurring on a board, the chairman shall report it to the Minister forthwith and state the reasons therefor.

Annual Report.

22. The chairman of the Land Control Board shall, not later than forty-five days after the end of each financial year, submit a detailed report on the operations of such board to the Minister.

PART V

REGISTRATION OF LANDOWNERS WHO ARE NON-CITIZENS

Exemption from section 14 of the Act.

23. Any person letting or hiring land for a period not exceeding three years, or for a renewed period not exceeding three years, shall be exempt from the requirement of notification under section 14 of the Act.

Submission of information.

24. A person who has been registered under section 14 of the Act shall, at the request of the Land Control Board, submit any information concerning his acquisition of ownership and use of the land that the Board may consider relevant to the performance of its duties under the Act.

PART VI

CERTIFICATE TO BE PROVIDED BY PERSONS SEEKING REGISTRATION
OF ANY TRANSACTION

Requirement of a certificate.

25. Any person desiring to have any transaction relating to the registration of any real right in land or to any shares in any company shall lodge a certificate with the Registrar under the hand of the secretary to the effect that the consent required under the Act has been duly granted by the Land Control Board or that no such consent is necessary, as the case may be:

Provided that this regulation shall not apply to any transactions or persons exempted under the Act or these Regulations.

PART VII

PENALTIES

Improper influence.

26. A person shall be guilty of an offence and liable on conviction to a fine not exceeding one hundred rand or imprisonment not exceeding three months or both if he —

- (a) directly or indirectly, by himself or through any other person, attempts improperly to influence a board or a member of a board in the proper performance of their duties under the Act; or

- (b) as a member of a board or a person acting under the direction of a board, directly or indirectly, by himself or through any other person, performs his duty under the Act in an improper manner because of the improper influence of another person.

FIRST SCHEDULE

(Regulation 3)

A. EXEMPTED LAND OR SHARES

- (1) Matsapha Industrial Estate, or any other industrial area, or township approved of by the Minister in writing for the purpose of these Regulations.
- (2) Land on which any hotel duly licensed by any lawful authority is erected or is to be erected.

B. EXEMPTED CONTROLLED TRANSACTIONS

- (1) Any hiring or letting of a room, cottage or plot by a caravan park, holiday camp or similar enterprise in the ordinary course of its business;
- (2) Any hiring or letting of residential or business premises to a company which is registered in Swaziland, for a period not exceeding three years or a renewal thereof for a period not exceeding three years;
- (3) Any disposal of or dealing with shares in a private company or co-operative society when the value of the land (excluding buildings) owned by such company or society is less than fifteen per cent of the value of the total assets of the company or society.

SECOND SCHEDULE
(Regulations 4, 6 and 9)

FORM A

MINISTRY OF AGRICULTURE
LAND CONTROL BOARD
LAND SPECULATION CONTROL ACT, 1972

APPLICATION FOR CONSENT

INSTRUCTIONS

- (a) *This Form must be completed in triplicate and given or sent to the secretary of the Land Control Board.*
- (b) *All items must be completed in block capital letters, legibly typed or printed.*
- (c) *If spaces allowed for any particular item are insufficient for the information, a separate sheet should be attached. Each separate sheet must be itemized and signed by the applicant.*
- (d) *Portions of this form which are not applicable must be struck out and initialled in every case.*

I,, hereby apply to the
Land Control Board for consent in respect of the transaction described below.

1. NATURE OF TRANSACTION
(e.g. sale, gift, lease,
mortgage, etc.; if sale or
allotment of shares, give
name of company, number
and particulars of shares
to be transferred)

2. (a) PRESENT REGISTERED
HOLDER OF INTEREST

- (b) NATIONALITY
- (c) ADDRESS
-
-
-
- 3. (a) PROPOSED PURCHASER,
- TRANSFEEE, MORTGAGEE,
- ALLOTTEE, ETC.
- (b) IF A LIMITED LIABILITY
- COMPANY, GIVE NAMES OF
- DIRECTORS, AUTHORISED
- AND ISSUED SHARE CAPITAL
- AND PRINCIPAL SHAREHOLDERS;
- IF A CO-OPERATIVE SOCIETY,
- GIVE NAMES OF CHAIRMAN,
- SECRETARY AND TREASURER
- AND TOTAL NUMBER OF
- MEMBERS
- (c) NATIONALITY
-
-
- (d) ADDRESS
-
-
- 4. TERM (i.e. length of time
- for which the land affected
- is to be transferred or leased;
- if a sale or allotment of shares,
- give authorized share
- capital of the company
- and numbers of shares
- issued at date
- of application)

5. DESCRIPTION OF LAND AS
RECORDED IN THE DEEDS
OFFICE

6. (a) PURCHASE PRICE:
(if a sale or option)
RENT:
ESTIMATED VALUE OF
LAND (if a gift):
AMOUNT OF LOAN:
(if a mortgage or
pledge):
RATE OF INTEREST
(if a mortgage or
pledge):

(b) FULL DESCRIPTION AND
APPROXIMATE VALUE OF
IMPROVEMENTS ON LAND

(c) ANY OTHER CON-
SIDERATION PASSING
BETWEEN THE
PARTIES

7. IF A TRANSFER OR LEASE OF LAND, INDICATE ---

- (a) THE PROPOSED
 DEVELOPMENT
 PROGRAMME OF PURCHASER
 OR LESSEE, INCLUDING
 FUNDS AVAILABLE
 THEREFOR WITH
 APPROXIMATE DATES;

- (b) WHETHER PURCHASER
 OR LESSEE INTENDS
 TO RESIDE ON
 THE LAND

I do solemnly and sincerely declare that the foregoing particulars stated in this application are true, and make this solemn declaration conscientiously believing the same to be true

(Signature of Applicant)
made and subscribed thisday
of 19..... before
me
at

(Signed).....
Commissioner of Oaths.

(25 cents stamp)

FORM B

MINISTRY OF AGRICULTURE
LAND CONTROL BOARD
LAND SPECULATION CONTROL ACT, 1972

LETTER OF CONSENT

To:
.....
.....

DATE:
REF. NO.

Sir/Madam,

1. With reference to your application dated19.....,
the Board granted its consent to the following controlled transaction at its.....
meeting held on19.....

2. Nature of transaction:
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3. Use or development in respect of which consent is granted
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4. Special conditions:

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I am Sir/Madam,
Your obedient servant,

.....
Chairman,
Land Control Board.

EXEMPTIONS UNDER SECTION 20

In exercise of the powers conferred on him by the above-mentioned Act, the Honourable the Minister for Agriculture has in addition to those effected in terms of the Land Speculation Control Regulations, No. 8 of 1972(1) exempted the undermentioned from all the provisions of the Land Speculation Control Act No. 8 of 1972, viz. —

- (a) The Swaziland National Trust Commission established under the National Trust Commission Act, No. 9 of 1972. (Date of Commencement: 6th July, 1974) (L.N. 41 of 1973).
- (b) The Swaziland Royal Insurance Corporation established under the Swaziland Royal Insurance Corporation Order, No. 32 of 1973. (Date of commencement: 1st October, 1973) (L.N. 77 of 1973).
- (c) Any foreign state having diplomatic relations with Swaziland and any public international organisation or public international institution of which Swaziland is a member. (Date of commencement: 30th November, 1973) (L.N. 83 of 1973).
- (d) The Monetary Authority of Swaziland established under the Monetary Authority of Swaziland Order, No. 6 of 1974. (Date of commencement: 1st April, 1974) (L.N. 53 of 1974).
- (e) The Swaziland National Provident Fund established under the Swaziland National Provident Fund Order, No. 23 of 1974. (Date of commencement: 1st February, 1975) (L.N. 58 of 1975).
- (f) Messrs. Robinson, Bertram & Currie (Solicitors, Notaries & Conveyancers) of P.O. Box 24, Mbabane from the provisions of the Act in respect of controlled transactions of mortgage bonds granted by Swaziland Settlement Limited to Swaziland citizens for the purpose of acquiring and developing farm land. (Date of commencement: 19th December, 1974) (L.N. 106 of 1975).
- (g) The Swaziland Commercial Board established under the Swaziland Commercial Board Order, No. 3 of 1975. (Date of commencement: 21st May, 1976) (L.N. 39 of 1976).
- (h) The Royal Swaziland Sugar Corporation Limited. (Date of commencement: 1st January, 1978) (L.N. 7/1978).
- (i) The Bank of Credit and Commerce International (Swaziland) Limited. (Date of commencement: 2nd February, 1979) (L.N. 10/1979).

